

FFW



PATENT
Attorney Docket No.: 07552.0022
CUSTOMER NUMBER 22,852

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Inventors: Cyril MEZIERE et al.) Group Art Unit: 3632
Serial No.: 10/771,289) Examiner: Unassigned
Filed: February 5, 2004)
For: SUPPORT DEVICE FOR)
CONTAINERS IN)
EXTRACORPOREAL BLOOD)
TREATMENT MACHINES)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(b)

This Supplemental Information Disclosure Statement (IDS) is being filed in addition to the IDS filed on August 13, 2004 (the "August 13 IDS").

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached Form PTO 1449. To the knowledge of the Undersigned, this Supplemental Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

The August 13 IDS cited documents DE 10023600 and G 92 01 579.4, which are not in English. The following are concise statements of relevance of these documents.

DE 10023600 discloses a suitcase for a liver dialysis patient, which has telescopic rods acting as infusion stands coupled together for providing a handgrip. The suitcase incorporates all the auxiliary equipment required for dialysis, with vertically retractable telescopic rods fitting within one of the sides of the suitcase, used individually as infusion stands and coupled together at the top for use as a handgrip. The base surface of the suitcase is fitted with wheels and houses a standing foot which can be extracted for providing a firm standing base.

G 92 01 579.4 discloses a holding device for medical accessories, in particular infusion bottles, stored blood, treatment instruments and the like. The holding device has a floor stand and an upper extension with holders for fixing medical accessories, characterized in that the holding device is arranged as a collapsible support. The floor stand has at least three support feet that can be extended against an outer stopper and an upper extension that consists of several parts that are pushable into one another in a telescoping manner and are mutually fixable in the end positions opposite one another.

Other documents listed on the attached Form PTO 1449 were cited in a Search Report from the European Patent Office in a counterpart application. A copy of the Search Report is enclosed for the Examiner's convenience. Copies of the listed documents are also attached, along with copies of the above-referenced concise statements of relevance. Applicants do not necessarily endorse the conclusions set forth in the Search Report.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: September 17, 2004

By:


Aaron L. Parker
Reg. No. 50,785

772926_1

INFORMATION DISCLOSURE CITATION

Atty. Docket No.	7552.0022	Appln. No.	10/771,289
Applicant	Cyril MEZIERE et al.		
Filing Date	February 5, 2004	Group:	3632

O P E R A T I O N S
U. S. TRADEMARK OFFICE
SEP 17 2004
CPTM

U.S. PATENT DOCUMENTS

Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
	4,961,557	10/09/1990	Garvin et al.	248	318	
	5,722,947	03/03/1998	Jeppsson et al.	604	29	
	6,390,311	05/21/2002	Belokin	211	204	

FOREIGN PATENT DOCUMENTS

	Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
	EP 0829 265	03/18/1996	Europe			

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

International Search Report for International Application No. PCT/IB2004/000061
Concise Statement of Relevance of DE 10023600 (previously submitted on August 13, 2004)
Concise Statement of Relevance of patent document DE G 9201579.4 (previously submitted on August 13, 2004)

Examiner	Date Considered
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce